

Franchise Tax Board

NO ANALYSIS REQUIRED

Author: Murray Analyst: Darrine Distefano Bill Number: SB 1365
Related Bills: See Previous Analysis Telephone: 845-6458 Amended Date: 04-13-2000
Attorney: Patrick Kusiak Sponsor: _____

SUBJECT: Personal Information Collection and Disclosure/Privacy Protection

- _____ ANALYSIS NOT REQUIRED of this bill -- Not within scope of responsibility of this department.
_____ TECHNICAL BILL -- No program or fiscal changes to existing program.
 X BILL AS AMENDED NO LONGER WITHIN SCOPE of responsibility or program of the department.
_____ TECHNICAL AMENDMENT - No change in previously submitted analysis required. Approved position of prior analysis is _____.
_____ MINOR AMENDMENT - No change in previously submitted analysis required. Approved position of prior analysis is _____.
_____ MINOR AMENDMENT - No change in approved position of _____. See comments below.
_____ OTHER - See comments below.

COMMENTS:

This bill would create privacy protection provisions that would make it a felony or misdemeanor for an individual, firm, partnership, corporation, or association to intentionally disclose personal information about a California resident to a third party for direct marketing purposes.

The April 13, 2000, amendments deleted government agencies from the majority of the bill's provisions. The remaining mention of government agencies would not impact the department, as the department does not disclose tax information for direct marketing purposes. The amendments also added a reference regarding victims of identity theft to the Public Records Act and made various other technical changes.

As amended, this bill does not impact the department's programs and operations or state income tax revenues.

Board Position:

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| _____ S | _____ NA | _____ NP |
| _____ SA | _____ O | <u> X </u> NAR |
| _____ N | _____ OUA | _____ PENDING |

Franchise Tax Board Staff**Date**

Darrine Distefano

4/26/00